

## **INDEX**

### **CHAPTER 116 CONTROL OF AIR POLLUTION BY PERMITS FOR NEW CONSTRUCTION OR MODIFICATION**

#### **SUBCHAPTER A: DEFINITIONS**

- §116.10. General Definitions.
- §116.12. Nonattainment and Prevention of Significant Deterioration Review Definitions.
- §116.13. Flexible Permit Definitions.
- §116.14. Standard Permit Definitions.
- §116.15. Section 112(g) Definitions.
- §116.16. Voluntary Emission Reduction Permit Definitions.
- §116.17. Qualified Facility Definitions.
- §116.18. Electric Generating Facility Permits Definitions.
- §116.20. Portable Facilities Definitions.

#### **SUBCHAPTER B: NEW SOURCE REVIEW PERMITS**

##### **DIVISION 1: PERMIT APPLICATION**

- §116.110. Applicability.
- §116.111. General Application.
- §116.112. Distance Limitations.
- §116.114. Application Review Schedule.
- §116.115. General and Special Conditions.
- §116.116. Changes to Facilities.
- §116.117. Documentation and Notification of Changes to Qualified Facilities.
- §116.119. De Minimis Facilities or Sources.
- §116.120. Voiding of Permits.
- §116.127. Actual to Projected Actual and Emissions Exclusion Test for Emissions.
- §116.128. Amendment Application, Public Notice and Contested Case Hearing Procedures for Certain Electric Generating Facilities.

##### **DIVISION 4: PERMIT FEES**

- §116.140. Applicability.
- §116.141. Determination of Fees.
- §116.143. Payment of Fees.

## DIVISION 5: NONATTAINMENT REVIEW PERMITS

- §116.150. New Major Source or Major Modification in Ozone Nonattainment Areas.
- §116.151. New Major Source or Major Modification in Nonattainment Area Other Than Ozone.

## DIVISION 6: PREVENTION OF SIGNIFICANT DETERIORATION REVIEW

- §116.160. Prevention of Significant Deterioration Requirements.
- §116.161. Source Located in an Attainment Area with a Greater Than De Minimis Impact.
- §116.162. Evaluation of Air Quality Impacts.
- §116.163. Prevention of Significant Deterioration Permit Fees.
- §116.164. Prevention of Significant Deterioration Applicability for Greenhouse Gases Sources.
- §116.163. Greenhouse Gases Program Transitions.

## DIVISION 7: EMISSION REDUCTIONS: OFFSETS

- §116.170. Applicability of Emission Reductions as Offsets.
- §116.172. Emissions Offsets from Rocket Engine Firing and Cleaning.
- §116.174. Determination by Executive Director to Authorize Reductions.
- §116.175. Recordkeeping.
- §116.176. Use of Mass Cap Allowances for Offsets.

## DIVISION 8: PORTABLE FACILITIES

- §116.178. Relocations and Changes of Location of Portable Facilities.

## SUBCHAPTER C: PLANT-WIDE APPLICABILITY LIMITS

### DIVISION 1: PLANT-WIDE APPLICABILITY LIMITS

- §116.180. Applicability.
- §116.182. Plant-wide Applicability Limit Permit Application.
- §116.184. Application Review Schedule.
- §116.186. General and Special Conditions.
- §116.188. Plant-wide Applicability Limit.
- §116.190. Federal Nonattainment and Prevention of Significant Deterioration Review.
- §116.192. Amendments and Alterations.

- §116.194. Public Notice and Comment.
- §116.196. Renewal of a Plant-wide Applicability Limit Permit.
- §116.198. Expiration or Voidance.

#### SUBCHAPTER D: PERMIT RENEWALS

- §116.310. Notification of Permit Holder.
- §116.311. Permit Renewal Application.
- §116.312. Public Notification and Comment Procedures.
- §116.313. Renewal Application Fees.
- §116.314. Review Schedule.
- §116.315. Permit Renewal Submittal.

#### SUBCHAPTER E: HAZARDOUS AIR POLLUTANTS: REGULATIONS GOVERNING CONSTRUCTED OR RECONSTRUCTED MAJOR SOURCES (FCAA, §112(g), 40 CFR PART 63)

- §116.400. Applicability.
- §116.402. Exclusions.
- §116.404. Application.
- §116.406. Public Notice Requirements.

#### SUBCHAPTER F: STANDARD PERMITS

- §116.601. Types of Standard Permits.
- §116.602. Issuance of Standard Permits.
- §116.603. Public Participation in Issuance of Standard Permits.
- §116.604. Duration and Renewal of Registrations to Use Standard Permits.
- §116.605. Standard Permit Amendment and Revocation.
- §116.606. Delegation.
- §116.610. Applicability.
- §116.611. Registration to Use a Standard Permit.
- §116.614. Standard Permit Fees.
- §116.615. General Conditions.
- §116.617. State Pollution Control Project Standard Permit.
- §116.620. Installation and/or Modification of Oil and Gas Facilities.

#### SUBCHAPTER G: FLEXIBLE PERMITS

- §116.710. Applicability.
- §116.711. Flexible Permit Application.
- §116.714. Application Review Schedule.

- §116.715. General and Special Conditions.
- §116.716. Emission Caps and Individual Emission Limitations.
- §116.717. Implementation Schedule for Additional Controls.
- §116.718. Significant Emission Increase.
- §116.720. Limitation on Physical and Operational Changes.
- §116.721. Amendments and Alterations.
- §116.722. Distance Limitations.
- §116.730. Compliance History.
- §116.740. Public Notice and Comment.
- §116.750. Flexible Permit Fee.
- §116.760. Flexible Permit Renewal.
- §116.765. Compliance Schedule.

## SUBCHAPTER H: PERMITS FOR GRANDFATHERED FACILITIES

### DIVISION 1: GENERAL APPLICABILITY

- §116.770. Requirement to Apply or Register.
- §116.771. Implementation Schedule for Additional Controls.
- §116.772. Notice of Shutdown.
- §116.773. Compliance History.

### DIVISION 2: SMALL BUSINESS STATIONARY SOURCE PERMITS, PIPELINE FACILITIES PERMITS, AND EXISTING FACILITY PERMITS

- §116.774. Eligibility for Small Business Stationary Source Permits.
- §116.775. Eligibility for Pipeline Facilities Permits.
- §116.776. Emissions Reductions Incentives for Control of Emissions from Grandfathered Reciprocating Internal Combustion Engines Located in the East Texas Region.
- §116.777. Eligibility for Existing Facility Permits.
- §116.778. Additional Requirements for Applications for Small Business Stationary Source Permits, Pipeline Facilities Permits, or Existing Facility Permits.
- §116.779. Applications for Small Business Stationary Source Permits, Pipeline Facilities Permits, or Existing Facility Permits.
- §116.780. Public Participation for Initial Issuance of Pipeline Facilities Permits and Existing Facility Permits.
- §116.781. Notice and Comment Hearings for Initial Issuance of Pipeline Facilities Permits and Existing Facility Permits.
- §116.783. Notice of Final Action on Pipeline Facilities Permit Applications and Existing Facility Permit Applications.
- §116.785. Permit Fee.
- §116.786. General and Special Conditions.

- §116.787. Amendments and Alterations of Permits Issued Under this Division.
- §116.788. Renewal of Permits Issued Under this Division.
- §116.790. Delegation.

### DIVISION 3: EXISTING FACILITY FLEXIBLE PERMITS

- §116.793. Eligibility for Existing Facility Flexible Permits.
- §116.794. Existing Facility Flexible Permit Application.
- §116.795. Public Participation for Initial Issuance of Existing Facility Flexible Permits.
- §116.796. Notice and Comment Hearings for Initial Issuance of Existing Facility Flexible Permits.
- §116.797. Notice of Final Action on Existing Facility Flexible Permit Applications.
- §116.798. Permit Fee.
- §116.799. General and Special Conditions.
- §116.800. Emission Caps and Individual Emission Limitations.
- §116.801. Implementation Schedule for Additional Controls.
- §116.802. Significant Emission Increase.
- §116.803. Additional Requirements for Existing Facility Flexible Permit Applications.
- §116.804. Limitation on Physical and Operational Changes.
- §116.805. Amendments and Alterations for Existing Facility Flexible Permits.
- §116.806. Existing Facility Flexible Permit Renewal.
- §116.807. Delegation.

### DIVISION 4: VOLUNTARY EMISSION REDUCTION PERMITS

- §116.810. Eligibility.
- §116.811. Voluntary Emission Reduction Permit Application.
- §116.812. Project Emission Reduction Credits.
- §116.813. Application Review Schedule.
- §116.814. General and Special Conditions.
- §116.816. Deferral of Emission Reductions.
- §116.820. Modifications.
- §116.840. Public Participation for Initial Issuance.
- §116.841. Notice and Comment Hearings for Initial Issuance.
- §116.842. Notice of Final Action.
- §116.850. Voluntary Emission Reduction Permit Application Fee.
- §116.860. Voluntary Emission Reduction Permit Renewal.
- §116.870. Delegation.

## SUBCHAPTER I: ELECTRIC GENERATING FACILITY PERMITS

- §116.910. Applicability.
- §116.911. Electric Generating Facility Permit Application.
- §116.912. Electing Electric Generating Facilities.
- §116.913. General and Special Conditions.
- §116.914. Emissions Monitoring and Reporting Requirements.
- §116.915. Compliance History.
- §116.916. Permits for Grandfathered and Electing Electric Generating Facilities in El Paso County.
- §116.917. Electric Generating Facility Permit Application for Certain Grandfathered Coal-Fired Electric Generating Facilities and Certain Grandfathered Facilities Located at Electric Generating Facility Sites.
- §116.918. Additional General and Special Conditions for Grandfathered Coal-Fired Electric Generating Facilities and Certain Grandfathered Facilities Located at Electric Generating Facility Sites.
- §116.919. Additional Requirements for Grandfathered Electric Generating Facility Permit Applications.
- §116.920. Public Participation for Initial Issuance.
- §116.921. Notice and Comment Hearings for Initial Issuance.
- §116.922. Notice of Final Action.
- §116.926. Permit Fee.
- §116.928. Delegation.
- §116.930. Amendments and Alterations of Permits Issued Under this Subchapter.
- §116.931. Renewal.

## SUBCHAPTER J: MULTIPLE PLANT PERMITS

- §116.1010. Applicability.
- §116.1011. Multiple Plant Permit Application.
- §116.1014. Application Review Schedule.
- §116.1015. General and Special Conditions.
- §116.1020. Modifications.
- §116.1021. Amendments and Alterations.
- §116.1040. Multiple Plant Permit Public Notice and Public Participation.
- §116.1041. Multiple Plant Permit Notice and Comment Hearings.
- §116.1042. Notice of Final Action.
- §116.1050. Multiple Plant Permit Application Fee.
- §116.1060. Multiple Plant Permit Renewal.
- §116.1070. Delegation.

## SUBCHAPTER K: EMERGENCY ORDERS

§116.1200. Applicability.

#### SUBCHAPTER L: PERMITS FOR SPECIFIC DESIGNATED FACILITIES

- §116.1400. Purpose.
- §116.1402. Applicability.
- §116.1404. Permit Required.
- §116.1406. Compliance History.
- §116.1408. Definitions.
- §116.1410. Emissions Profile for FutureGen Projects.
- §116.1414. Applications for Facilities that are Components of a Designated Project.
- §116.1416. Public Notice.
- §116.1418. Public Participation.
- §116.1420. Permit Fee.
- §116.1422. General and Special Conditions.
- §116.1424. Amendments and Alterations of Permits Issued Under This Subchapter.
- §116.1426. Renewal of Permits Issued Under This Subchapter.
- §116.1428. Delegation.

#### SUBCHAPTER M: BEST AVAILABLE RETROFIT TECHNOLOGY (BART)

- §116.1500. Definitions.
- §116.1510. Applicability and Exemption Requirements.
- §116.1520. Best Available Retrofit Technology (BART) Analysis.
- §116.1530. Best Available Retrofit Technology (BART) Control Implementation.
- §116.1540. Exemption from Best Available Retrofit Technology (BART) Control Implementation.